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October 17, 1996

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Federal Communications Commission  
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Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, D.C. 20554

Re: Ex Parte Presentation - PCS Development Corporation in the Matter of Implementation of Section 309(j) of the Communications Act - Competitive Bidding Narrowband PCS (PP Docket No. 93-253) and Amendment of the Commission's Rules to Establish New Narrowband Personal Communications Services (GEN Docket No. 90-314; ET Docket No. 92-100)

Dear Mr. Caton:

Pursuant to Section 1.1206(a)(1) of the Commission's rules, this letter, in duplicate, is to notify the Commission that representatives of PCS Development Corporation ("PCSD") made an oral ex parte presentation to the following persons: Jackie Chorney, Rudy Baca, David Siddall, and Suzanne Toller, in connection with the above-referenced matter.

Enclosed herewith is a written summary of the matters presented.

Kindly contact the undersigned, should the Commission have any questions in regard to this matter.

Very truly yours,

  
Terry J. Romine

Enclosures

cc: Jackie Chorney  
Rudy Baca  
David Siddall  
Suzanne Toller

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CORPORATION

# Key Milestones

Year	Milestone	Year	Milestone
1996	Successful completion of the first phase of the project	1997	Completion of the second phase of the project
1997	Successful completion of the second phase of the project	1998	Completion of the third phase of the project
1998	Successful completion of the third phase of the project	1999	Completion of the fourth phase of the project
1999	Successful completion of the fourth phase of the project	2000	Completion of the fifth phase of the project
2000	Successful completion of the fifth phase of the project	2001	Completion of the sixth phase of the project
2001	Successful completion of the sixth phase of the project	2002	Completion of the seventh phase of the project
2002	Successful completion of the seventh phase of the project	2003	Completion of the eighth phase of the project
2003	Successful completion of the eighth phase of the project	2004	Completion of the ninth phase of the project
2004	Successful completion of the ninth phase of the project	2005	Completion of the tenth phase of the project
2005	Successful completion of the tenth phase of the project	2006	Completion of the eleventh phase of the project
2006	Successful completion of the eleventh phase of the project	2007	Completion of the twelfth phase of the project
2007	Successful completion of the twelfth phase of the project	2008	Completion of the thirteenth phase of the project
2008	Successful completion of the thirteenth phase of the project	2009	Completion of the fourteenth phase of the project
2009	Successful completion of the fourteenth phase of the project	2010	Completion of the fifteenth phase of the project
2010	Successful completion of the fifteenth phase of the project	2011	Completion of the sixteenth phase of the project
2011	Successful completion of the sixteenth phase of the project	2012	Completion of the seventeenth phase of the project
2012	Successful completion of the seventeenth phase of the project	2013	Completion of the eighteenth phase of the project
2013	Successful completion of the eighteenth phase of the project	2014	Completion of the nineteenth phase of the project
2014	Successful completion of the nineteenth phase of the project	2015	Completion of the twentieth phase of the project
2015	Successful completion of the twentieth phase of the project	2016	Completion of the twenty-first phase of the project
2016	Successful completion of the twenty-first phase of the project	2017	Completion of the twenty-second phase of the project
2017	Successful completion of the twenty-second phase of the project	2018	Completion of the twenty-third phase of the project
2018	Successful completion of the twenty-third phase of the project	2019	Completion of the twenty-fourth phase of the project
2019	Successful completion of the twenty-fourth phase of the project	2020	Completion of the twenty-fifth phase of the project
2020	Successful completion of the twenty-fifth phase of the project	2021	Completion of the twenty-sixth phase of the project
2021	Successful completion of the twenty-sixth phase of the project	2022	Completion of the twenty-seventh phase of the project
2022	Successful completion of the twenty-seventh phase of the project	2023	Completion of the twenty-eighth phase of the project
2023	Successful completion of the twenty-eighth phase of the project	2024	Completion of the twenty-ninth phase of the project
2024	Successful completion of the twenty-ninth phase of the project	2025	Completion of the thirtieth phase of the project

# PCSD Position on NPCCS Regulatory Environment

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- Spectrum Allocation Rules
- Small Business Participation in Upcoming Auction
- “Post Adarand” D.E. Rules

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**PCSD**

# PCSD Supports the Original F.C.C. Proposal for NPCS Spectrum Allocation

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- National, Regional, MTA, BTA mix.
- F.C.C. should maintain MTA/BTA's in upcoming NPCS auction.
  - Business plans based on rules.
  - Capital invested.
  - Allows carriers to optimize for individual needs.
  - PCSD intends to acquire additional spectrum capacity where needed.
  - Larger geographic licenses serve as barrier to entry.
  - F.C.C. auctions raise more net revenue with smaller geographic areas.  
(e.g. Broadband, A & B vs. C, Narrowband, National vs. Regional.)
- All public comment on this topic support PCSD's position.

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**PCSD**

## The F.C.C. Should Increase Small Business Participation by Allowing Preferences to Apply to All Licenses in NPCS Auction

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- Bid credits were worthless in required NPCS, but real in 900 mhz SMR.
- Only difference between regional NPCS and 900 mhz SMR was ability to use credits on all licenses (900 mhz SMR credit was actually less than regional NPCS - 10% vs. 40%.)
- Applying small business preferences to all licenses will increase small business participation and increase net revenues to the F.C.C.

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**PCSD**

# PCSD Requests Clarification that the Anticipated Narrowband D.E. Rules will Apply to All Narrowband Licensees

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- Race and gender preferences were of no value. (AT&T paid \$80 million. PCSD paid \$90 million.)
  - PCSD has met all D.E. rules including control group and small business status.
  - Race and gender based D.E. status harms PCSD's ability to raise capital.
    - Increase regulatory risk factor.
    - Bond market required more equity.
    - Minority equity sources are not sufficient.
  - Given "Post Adarand" rules, and assuming no transfer of control of PCSD licenses, PCSD requests clarification that new Narrowband rules apply to all Narrowband licensees.
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**PCSD**